

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF INDIANA
INDIANAPOLIS DIVISION**

In Re: RANDY K SMITH
CHARLENE KAY SMITH

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Case No.: 05-21796

Debtor(s)

CHAPTER 13 STANDING TRUSTEE'S FINAL REPORT AND ACCOUNT

Robert A. Brothers, Chapter 13 Trustee, submits the following Final Report and Account of the administration of the estate pursuant to 11 U.S.C § 1302(b)(1). The trustee declares as follows:

- 1) The case was filed on 10/01/2005.
- 2) This case was confirmed on 02/08/2006.
- 3) The plan was modified by order after confirmation pursuant to 11 U.S.C. § 1329 on 03/11/2009.
- 4) The trustee filed action to remedy default by the debtor in performance under the plan on NA.
- 5) The case was completed on 05/28/2009.
- 6) Number of months from filing to the last payment: 44
- 7) Number of months case was pending: 51
- 8) Total value of assets abandoned by court order: NA
- 9) Total value of assets exempted: \$ 11,713.00
- 10) Amount of unsecured claims discharged without payment \$ 90,892.70
- 11) All checks distributed by the trustee to this case have cleared the bank.

Receipts:

Total paid by or on behalf of the debtor	\$ 43,292.00
Less amount refunded to debtor	\$.00
NET RECEIPTS	\$ 43,292.00

Expenses of Administration:

Attorney's Fees Paid through the Plan	\$ 1,595.00
Court Costs	\$.00
Trustee Expenses and Compensation	\$ 2,451.18
Other	\$ 31.85
TOTAL EXPENSES OF ADMINISTRATION	\$ 4,078.03
Attorney fees paid and disclosed by debtor	\$ 405.00

Scheduled Creditors:

<u>Creditor Name</u>	<u>Class</u>	<u>Claim Scheduled</u>	<u>Claim Asserted</u>	<u>Claim Allowed</u>	<u>Principal Paid</u>	<u>Int. Paid</u>
AMERICAN GENERAL FIN	SECURED	10,558.29	7,222.52	2,700.00	2,700.00	132.98
CAPITAL ONE AUTO FIN	SECURED	25,338.93	26,141.48	20,575.00	20,575.00	1,030.84
INDIANA DEPT OF REVE	SECURED	162.00	166.24	166.24	166.24	20.37
AMERICAN GENERAL FIN	SECURED	.00	.00	700.00	700.00	33.26
WELLS FARGO FINANCIA	UNSECURED	988.00	.00	835.30	143.92	.00
BENEFICIAL INDIANA I	UNSECURED	.00	.00	31,951.53	5,505.97	.00
NATIONAL CITY MORTGA	SECURED	103,000.00	101,537.34	.00	.00	.00
PORTFOLIO RECOVERY A	UNSECURED	500.00	.00	508.23	87.57	.00
CAPITAL ONE	UNSECURED	1,382.20	.00	391.84	67.52	.00
CAPITAL ONE	UNSECURED	.00	.00	296.06	51.01	.00
CAPITAL ONE	UNSECURED	.00	.00	874.05	150.60	.00
CHRYSLER FINANCIAL C	SECURED	6,000.00	6,143.74	.00	.00	.00
DISCOVER BANK	UNSECURED	5,215.16	.00	5,477.68	943.80	.00
CAPITAL ONE AUTO FIN	UNSECURED	.00	.00	5,566.48	959.11	.00
SPEEDWAY SUPERAMERIC	UNSECURED	358.74	.00	371.08	63.94	.00
eCAST SETTLEMENT COR	UNSECURED	765.95	.00	808.76	139.35	.00
NEXCOM	UNSECURED	.00	.00	8,175.35	1,408.80	.00
AAFES	UNSECURED	.00	.00	1,572.99	271.03	.00
AAFES	UNSECURED	698.82	.00	462.49	79.69	.00
GMAC MORTGAGE CORPOR	SECURED	30,000.00	.00	.00	.00	.00
eCAST SETTLEMENT COR	UNSECURED	2,157.30	.00	2,231.11	384.42	.00
eCAST SETTLEMENT COR	UNSECURED	1,473.38	.00	1,489.09	256.57	.00
eCAST SETTLEMENT COR	UNSECURED	997.14	.00	830.95	143.17	.00

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Scheduled Creditors:

<u>Creditor Name</u>	<u>Class</u>	<u>Claim Scheduled</u>	<u>Claim Asserted</u>	<u>Claim Allowed</u>	<u>Principal Paid</u>	<u>Int. Paid</u>
eCAST SETTLEMENT COR	UNSECURED	.00	.00	3,752.51	646.56	.00
eCAST SETTLEMENT COR	UNSECURED	1,078.55	.00	1,135.04	195.56	.00
PORTFOLIO RECOVERY A	UNSECURED	371.15	.00	330.92	57.01	.00
PORTFOLIO RECOVERY A	UNSECURED	.00	.00	7,424.21	1,279.36	.00
RESURGENT CAPITAL SE	UNSECURED	1,031.65	.00	999.52	172.22	.00
AMERICAN GENERAL FIN	UNSECURED	.00	.00	3,822.52	658.62	.00
RESURGENT CAPITAL SE	UNSECURED	606.67	.00	834.28	143.74	.00
FINGERHUT DIRECT MAR	UNSECURED	136.97	.00	265.45	45.74	.00
BENEFICIAL	SECURED	30,000.00	NA	NA	.00	.00
BEST BUY	SECURED	3,654.14	NA	NA	.00	.00
CITIFINANCIAL	UNSECURED	12,043.70	NA	NA	.00	.00
EXCHANGE CREDIT PROG	UNSECURED	9,919.77	NA	NA	.00	.00
HOME DEPOT	UNSECURED	978.29	NA	NA	.00	.00
HOUSEHOLD CREDIT SER	UNSECURED	1,398.78	NA	NA	.00	.00

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Summary of Disbursements to Creditors:

	<u>Claim Allowed</u>	<u>Principal Paid</u>	<u>Int. Paid</u>
Secured Payments:			
Mortgage Ongoing	.00	.00	.00
Mortgage Arrearage	.00	.00	.00
Debt Secured by Vehicle	23,275.00	23,275.00	1,163.82
All Other Secured	<u>866.24</u>	<u>866.24</u>	<u>53.63</u>
TOTAL SECURED:	24,141.24	24,141.24	1,217.45
Priority Unsecured Payments:			
Domestic Support Arrearage	.00	.00	.00
Domestic Support Ongoing	.00	.00	.00
All Other Priority	<u>.00</u>	<u>.00</u>	<u>.00</u>
TOTAL PRIORITY:	.00	.00	.00
GENERAL UNSECURED PAYMENTS:	80,407.44	13,855.28	.00

Disbursements:

Expenses of Administration	\$ 4,078.03	
Disbursements to Creditors	\$ 39,213.97	
TOTAL DISBURSEMENTS:		\$ 43,292.00

12) The trustee certifies that, pursuant to Federal Rule of Bankruptcy Procedure 5009, the estate has been administered, the foregoing summary is true and complete, and all administrative matters for which the trustee is responsible have been completed. The trustee requests a final decree be entered that discharges the trustee and grants such other relief as may be just and proper.

Dated: 01/08/2010

/s/ Robert A. Brothers
Robert A. Brothers, Chapter 13 Trustee

STATEMENT : This Uniform Form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act exemption 5 C.F.R § 1320. 4(a)(2) applies.